April 30, 1996

DOCKET FILE COPY ORIGINAL

Acting Secretary
Federal Communications Commission
Room 222
1919 M. Street, N.W.
Washington, D.C. 20554

RECEIVED

MAY 2:006

FCC MAIL ROOM

Re: Amendment of Section 73.202(b)
Table of Assignments FM Broadcast Stations
Saint John, U.S., Virgin Island

Dear Sir/Madam:

MUBINO : 100 AL FAMBINA

Transmitted herewith on behalf of Saint John Broadcasters is an original and four (4) copies of a Petition for Rulemaking for allotment of Channel 298A to Saint John as it first service.

If there are any questions concerning this matter, please contact the undersigned.

Very truly yours,

Rafael Serra

Calle 165 No. DA-1

Jardínes de Country Club

Carolina, PR 00983

No. 19 south roots 024 List a 2006

BEFORE THE FEDERAL COMMUNICATIONS COMMISSION WASHINGTON, DC 20554

MM Docket NO. 96-43

In Ref:

Amendment of Section 73.202(b)
Table of Allotments
FM Broadcast Stations
(Saint John, U.S., V.I.)



To: The Chief, Allocations Branch

COMMENTS AND COUNTERPROPOSAL OF PETITION

Rafael Serra ("PETITIONER"), herewith submits his comments and counterproposal in the above captioned proceeding as follows:

BACKGROUND

1. Jose J. Arzuaga originally proposed the allotment of channel 296B1 to Frederiksted, U.S., V.I. however, the commissions engineering analysis led to the conclusion that channel 296B1 could not be allotted there because of a conflict with another pending proposal to move station WVIQ (FM). Channel 293B Christiansted, Virgin Island; this proposal was returned as unacceptable by the Federal Communications Commission by memorandum opinion and order (proceeding terminated) adopted: February 20, 1996 and the licensed site for channel WMEG-FM channel 295B, Guayama, Puerto Rico, but our new reference coordinates present in this counterproposal compliance with the Commissions minimum distance separation requirements

COUNTERPROPOSAL

2. Instead of allotting channel 297B1 to Frederiksted, U.S. V.I., as proposed by the Commission, petitioner proposes the allotment of channel 296B1 to Frederiksted (Arzuaga) proposal and the allotment of channel 298A to Saint John. The instant counterproposal is in the public interest because it will permit not only a third service to Frederiksted but more importantly a first service to Saint John with a 1990 census of population of 3,506.

CHANNEL NO.

Saint John, V.I.	And they say toke any day page such and only been	298A
Frederiksted, V.I.	253A,278A	253A,278A,296B1
CITY	PRESENT	PROPOSED

- 3. Petitioner hereby affirms that if the Commission assigns the proposed new frequency to Saint John, petitioner will apply for the authorization to construct and operate an FM station in Saint John.
- 4. Attached hereto is an engineering statement which contains an allocation study for the proposed new allotment, demostration technical compliance with the Commission rules.

Wherefore the premises considered, it is respectfully request that the Commission amend the FM Table of Allotments as proposed herein above.

Respectfully Submitted,

Rafael Serra

Petitioner

MM DOCKET NO. 96-43 RAFAEL SERRA SAINT JOHN, U.S. V.I. APRIL 1996

TECHNICAL, EXHIBIT

RAFAEL SERRA
Calle 165 No. DA-1
Jardínes de Country Club, Carolina PR 00983

CERTIFICATION

The undersigned, Rafael Serra, hereby certifies that he prepared the enclosed engineering report.

That the calculations and exhibits contained and described in this report were made under his personal supervision and direction; that all of the data contained in the attached report are true and correct to the best of his knowdledge; and that any statements made and shown as being made on information and belief are believe to be true and correct as therein appearing.

Rafael Serra

EXHIBIT-A

TABULATIONS OF SPACINGS

FM Search Results For: Frederiksted, Saint Croix, U.S.V.I. Channel-296B1.

Reference Point 17-43-15 64-45-00

CALL	LOCATION	CH.	STATUS	RESULT
WAHQ	Carolina, PR	299B	Lic-APP	128 Km. 80 Mi.
WCMN	Arecibo, PR	297B	Lic.	Clear 226 Km. 141 Mi.
WMEG	Guayama, PR	295B	Lic.	Clear 145 Km. 90 Mi.
WNIK	Arecibo, PR	293 B	l Lic.	Clear 225 Km. 140 Mi.
NEW ALLOCAT	Saint John, TON V.I.	298A	A APP	Clear 69 Km. 43 Mi. Clear

FM Search Results For: Saint John, U.S. V.I. Channel 298A.

Reference Point: 18-20-30 64-43-59

CALL	LOCATION	CH.	STATUS	RESULTS
WAHQ	Carolina, PR	299B	Lic	139 Km. 87 Mi.
			APP	Clear 112 Km. 70 Mi. Clear
WCMN	Arecibo, PR	297B	Lic	220 Km. 137 Km. Clear
WMEG	Guayama, PR	295B	Lic	142 Km. 88 Mi. Clear
NEW ALLOCATION	Frederiksted, Saint Croix	296B1	APP	69 Km. 43 Mi. Clear

CONCLUSION OF SAINT JOHN ALLOCATION

The Counterproposal meets all Commission technical specification and will provide first to the community of Saint John. The public interest will be served by adopting Serra Counterproposal channel 298A to Saint John and channel 296B1 to Frederiksted. Thus the instant proposal does'nt only result in loss of frequency availability, and would open a new channel for the entire Saint John Island.

Certification of Service

Rafael Serra hereby certifies that he has sent a copy of the foregoing by first class U.S. mail, postage prepaid or by hand delivery, on or before the 2nd day of April, 1996 to the following:

Law Office
James L. Oyster
108 Oyster Lane
Castleton, Virginia 22716-9720

Rafael Serra